

87<sup>th</sup> Legislative Session – 2012

Committee: House State Affairs

Wednesday, February 01, 2012

P - Present  
E - Excused  
A - Absent

Roll Call

P Abdallah  
P Blake  
P Fargen  
P Gibson  
P Gosch  
P Hoffman  
P Hunhoff (Bernie)  
P Moser  
P Rausch  
P Turbiville  
P Wick  
P Cronin, Vice-Chair  
P Lust, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Lust.

MOTION: TO APPROVE THE MINUTES OF MONDAY, JANUARY 30, 2012

Moved by: Turbiville  
Second by: Gibson  
Action: Prevailed by voice vote.

HB 1098: repeal certain provisions providing for the tolling of administrative rules dealing with underground injection control Class III wells and in situ leach mining relating to uranium.

Presented by: Representative Patricia Stricherz  
Proponents: Susan Henderson, Self, Edgemont  
Dr. Rebecca Leas, Self, Rapid City  
Edward Raventon, Sierra Club (Handout: 1)

Opponents: Larry Mann, Powertech, USA

MOTION: TO TABLE HB 1098

Moved by: Turbiville

Second by: Hoffman

Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Abdallah, Fargen, Gosch, Hoffman, Rausch, Turbiville, Wick, Cronin, Lust

Voting No: Blake, Gibson, Hunhoff (Bernie), Moser

HB 1168: provide for the waiver of the state's sovereign immunity in certain instances relating to the control of species of management concern.

Presented by: Representative Lance Russell

Proponents: Charles Kruse, Self, Interior (Handout: 2)

Gary Williams, Self, Wall (Handout: 3)

Mark DeVries, Self, Belvidere

Jeremiah M. Murphy, SD Stockgrowers

Opponents: Blair Dunn, South Dakota Department of Agriculture

Jeff Vonk, Department of Game, Fish and Parks

MOTION: DEFER HB 1168 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville

Second by: Gibson

Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Abdallah, Gibson, Gosch, Hunhoff (Bernie), Rausch, Turbiville, Wick, Cronin, Lust

Voting No: Blake, Fargen, Hoffman, Moser

HB 1129: prohibit the use of certain handheld electronic wireless devices for electronic messaging while driving.

Presented by: Representative Jim Bolin

Proponents: Bob Miller, Dakota Transit Association & Funeral Directors Association

Dick Tieszen, State Farm Insurance

Senator Eldon Nygaard

Myron Rau, SD Trucking Association

Daniel Heineman, SD Medical Association

Dave Hewett, SD Association of Healthcare Organizations

Paul Bachand, SD State's Attorneys Association

David Bordewyk, SD Newspaper Association  
Brittany Novotny, SD Nurses Association  
Greg Boris, South Dakota Voices for Children  
Mike Shaw, Property Casualty Insurance Association of America  
Drew Duncan, Verizon Wireless

MOTION: DEFER HB 1129 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville  
Second by: Gosch  
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DO PASS HB 1129

Moved by: Gibson  
Second by: Blake  
Action: Failed by roll call vote. (3-10-0-0)

Voting Yes: Blake, Gibson, Hunhoff (Bernie)

Voting No: Abdallah, Fargen, Gosch, Hoffman, Moser, Rausch, Turbiville, Wick, Cronin, Lust

THE MOTION TO DEFER HB 1129 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville  
Second by: Gosch  
Action: PREVAILED BY ROLL CALL VOTE. (10-3-0-0)

Voting Yes: Abdallah, Fargen, Gosch, Hoffman, Moser, Rausch, Turbiville, Wick, Cronin, Lust

Voting No: Blake, Gibson, Hunhoff (Bernie)

MOTION: ADJOURN

Moved by: Gibson  
Second by: Turbiville  
Action: Prevailed by voice vote.

Joshua Klumb  
Committee Secretary

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David Lust, Chair